IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 1008 of 2001

Between:

S.Mahendra Reddy, S/o Malla Reddy,
R/o 1-275/112, Adityanagar Kapra,
Ranga Reddy District.

..... PETITIONER

AND

1 The State of Andhra Pradesh, Rep. by its Secretary for Home,
Secretariat, Hyderabad.
2 The Circle Inspector of Police,
Mulug Police Station, Warangal District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order or direction more particularly, one in the nature of WRIT OF MANDAMUS declaring the action of the respondent in seizing (Bore Well) Vehicle bearing Reg.No.KA 03 4544 of the petitioner as illegal, arbitrary and unconstitutional and consequently direct the respondents to release the (Bore Well) vehicle bearing Reg.NO.KA 03 4544 of the Petitioner forthwith and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.N.V.RANGA RAO

Counsel for the Respondents: GP FOR HOME

The Court made the following :

-

ORDER:

-

Aggrieved by the action of the second respondent in seizing the Bore-well of the petitioner, the present writ petition is filed.

This Court while admitting the writ petition directed the respondents to release the Bore-well vehicle. It is brought to the notice of this Court by the learned Assistant Government Pleader that on production of the records by the petitioner, the Bore-well vehicle was released. Unless and until, the petitioner's vehicle is involved in any cognizable offence, the respondents have no right to seize the Bore-well vehicle.

The writ petition, with the above observations, is accordingly disposed of. No costs.

_____

(V.V.S.RAO, J)

21.06.2005

vs

To

1 The secretary for Home, State of Andhra Pradesh,
Secretariat, Hyderabad.
2 The Circle Inspector of Police,
Mulug Police Station, Warangal District.

3 Two CCs to the G.P for Home, High Court of A.P., Hyderabad(O.U.T).

4 2 CD copies